HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.14917 of 2006

Date : 13-11-2006

Between:

Petti Rama Murthy s/o.Venkata Rayudu .. Petitioner

And

The District Collector (Panchayat Wing),
Ongole, Prakasam District .. Respondents
and others

HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.14917 of 2006

ORDER:

1. Heard Sri P.Sree Ramulu Naidu, Counsel representing the writ petitioner, Sri V.V.Prabhakar Rao, Counsel representing the respondents 1 to 5 and also Sri Rajendra Prasad, Counsel representing the 6th respondent.

2. The Writ Petition is filed for a writ of mandamus directing the respondents to accept the nomination of the petitioner as Sarpanch in the Guntupalli Gram Panchayat Election, Prakasam District keeping in view the orders passed in W.P.No.6932/2000 dated 9-8-2001 in the category of B.C. 'D' and consequently direct the respondents not to reject the nomination only on the ground of not belonging to B.C.'D' and to pass such other suitable orders.

3. It is stated that by virtue of the interim order made by this Court the nomination was accepted and the writ petitioner was declared elected. Several factual details are narrated in the affidavit filed in support of the Writ Petition and the 3rd respondent filed counter affidavit in detail. The 6th respondent also filed counter affidavit in detail. Relating to the caste of Tammali specific stand was taken that Tammali caste people are available only in five districts of Telangana region and not in the other parts of Andhra Pradesh. The relevant G.Os. also had been referred to.

4. This Court need not express any opinion relating to this aspect for the reason that it is stated that the 6th respondent already filed Election O.P.No.12/2006 on the file of Principal Junior Civil Judge, Addanki. It is also stated that these grounds which are being agitated between the parties also had been raised as grounds of attack in the said Election O.P. referred to supra.

4. In view of the same, this Court is of the considered opinion

that the Writ Petition be disposed of directing the learned Principal Junior Civil Judge, Addanki to dispose of the Election O.P. pending within a period of four months from the date of receipt of this order. No costs.

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Justice P.S.Narayana

Date : 13-11-2006

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